



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No. 21

JOHN D REILLY
C/O MERCK & CO INC
PATENT DEPT
RY60-30 PO BOX 2000
RAHWAY NJ 07065-0907

COPY MAILED

MAY 17 2004

OFFICE OF PETITIONS

In re Application of
Fong, et al.
Application No. 09/581,894
Filed: August 21, 2000
Attorney Docket No. 20146P

:
:
:
:
:
:

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed April 12, 2004, to revive the above-identified application.

The petition under 37 CFR 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to timely file a response to the non-final Office action mailed August 14, 2002. This Office action set a shortened statutory period for reply of three months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. No reply having been received, the above-identified application became abandoned on November 15, 2002. A Notice of Abandonment was mailed on April 8, 2003.

With the instant petition, petitioner paid the petition fee, filed a reply in the form of an amendment, and made a proper statement of unintentional delay

Application No. 09/581,894

Page 2

The application file is being forwarded to Group Art Unit 1646 for consideration of the amendment and IDS filed April 12, 2004.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-0272.

Cliff by

Cliff Congo
Petitions Attorney
Office of Petitions